

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 1, 1999**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022441	JUAN ROSAS RAMOS	

Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Crosby, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G023553	LADE ALEXANDER SOGBESAN	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Crosby, J.
Bedsworth, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G020913	ABEL PEREZ	

Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Crosby, Acting P.J.
Sonenshine, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021796	ALAN KENY BELMAN	

Opinion filed. Judgment affirmed in part and reversed in part.
Crosby, Acting P.J.

We concur:
Rylaarsdam, J.

Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 1, 1999 (Cont'd)**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021828	RANDALL TIMOTHY HALL	

Opinion filed. Judgment affirmed.

Crosby, J.

We concur: Sills, P.J.
Bedsworth, J.

CIVIL	HARRY GORDON STRACHAN et al.	(Not for publication)
No.	v.	
G021637	ROBERT S. STRANG et al.	

Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Crosby, Acting P.J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 2, 1999**

CRIM No. G021909	THE PEOPLE v. KIM MORGAN HARPER	(Not for publication)
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Crosby, J.
Bedsworth, J.

CRIM No. G021009	THE PEOPLE v. SIDNEY RAYNARD CARTER	(Not for publication)
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Opinion filed. Judgment affirmed.

Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

CRIM No. G022249	THE PEOPLE v. CHARLES DENNIS VASQUEZ	(Not for publication)
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Opinion filed. Judgment affirmed.

Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

CIVIL NO. G017487	AUGUST CONSTRUCTION, INC. v. SHELDON L. POLLACK CORPORATION et al.	(Not for publication)
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Opinion filed. Appeal dismissed.

Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 2, 1999 (Cont'd)**

CIVIL	FINE PHUDGE, INC.	(Not for publication)
No.	v.	
G018791	RAYMOND WEISS	

Opinion filed. Judgment affirmed.

Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 3, 1999**

No entries for this date

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 4, 1999**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021113	REYNALDO MUNOZ RUIZ	

Opinion filed. Judgment reversed with directions
Rylaarsdam, J.

We concur: Sonenshine, Acting P.J.
Bedsworth, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022640	QUY QUYEN LE	

Opinion filed. Judgment affirmed as modified
Rylaarsdam, J.

We concur: Sonenshine, Acting P.J.
Bedsworth, J.

CIVIL	BRENDA P.	(Not for publication)
No.	v.	
G024194	THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY et al.	

Opinion filed. Writ denied.
Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 5, 1999**

CRIM
No.
G020514

THE PEOPLE
v.
HARVEY GUSS BRANOM

(Not for publication)

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 8, 1999**

No minutes for this date

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 9, 1999**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021919	CURTIS EDWARD WEBER	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Wallin, J.
Sonenshine, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022107	RONALD DWAYNE PERKINS	

Opinion filed. Judgment affirmed in part, reversed in part and modified.
Sonenshine, J.

We concur: Sills, P.J.
Bedsworth, J.

CIVIL	FRANCES L. INMAN and RONALD J. INMAN	(Not for publication)
No.	v.	
G018913	HOME SAVINGS OF AMERICA, FSB et al	

Opinion filed. Judgment affirmed.

Sonenshine, Acting P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

CIVIL	WYN C. HOLMES et al	(Not for publication)
No.	v.	
G018876	ALVARADO, RUS & WORCESTER etc.	

Opinion filed. Judgment affirmed in part and reversed in part.
Rylaarsdam, J.

We concur: Sonenshine, Acting P.J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 9, 1999 (Cont'd)**

CIVIL	ALFREDO S.	(Not for publication)
No.	v.	
G024326	THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY	

Opinion filed. Writ denied.

Crosby, J.

We concur: Sills, P.J.
Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 10, 1999**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021628	RONALD LEE BACKUS	

Opinion filed. Judgment affirmed.

Wallin, Acting P.J.

We concur: Crosby, J.
Bedsworth, J.

CIVIL	JOANN YOUNG, as Conservator, etc.	(Not for publication)
No.	v.	
G023267	LINDA K. ROSS	

Opinion filed. Judgment reversed and remanded.

Sills, P.J.

We concur: Sonenshine, J.
Rylaarsdam, J.

CIVIL	WILLIAM A. BAKER, as Conservator etc.	(Not for publication)
No.	v.	
G021560	JOHN L. DODD	

Opinion filed. Judgment reversed and remanded.

Sills, P.J.

We concur: Sonenshine, J.
Rylaarsdam, J.

CIVIL	ORANGE COUNTY SOCIAL	(Not for publication)
	SERVICES AGENCY	
No.	v.	
G023640	HELEN L.	

Opinion filed. Judgment affirmed.

Crosby, J.

We concur: Sills, P.J.
Sonenshine, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 10, 1999 (Cont'd)**

CIVIL	VILMA Z.	(Not for publication)
No.	v.	
G024089	THE SUPERIOR COURT OF ORANGE COUNTY ORANGE COUNTY SOCIAL SERVICES AGENCY	

Opinion filed. Writ issued.

Sills, P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 11, 1999**

CRIM
No.
G020201

THE PEOPLE
v.
TIMUR KARIM K.

(Not for publication)

Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Crosby, Acting P.J.
Sonenshine, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Crosby, J., and Sonenshine, J. J. McElroy, Deputy Clerk attending.

CRIM	THE PEOPLE
No.	V.
G020744	OSCAR CORREA

Merits. Cause called. Robison Harley argues for appellant. Natasha Cortina, Deputy Attorney General argues for respondent. Cause submitted.

CRIM	THE PEOPLE
No.	V.
G021585	STEPHEN FORDE

Merits. Cause called. J. Peter Axelrod argues for appellant. Scott Taylor, Deputy Attorney General argues for respondent. Cause submitted.

CRIM	THE PEOPLE
No.	V.
G021923	GLENN SIMONS

Merits. Cause called. Stephen S. Buckley argues for appellant. Warren Robinson, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL	JIM FAKHOURY
No.	V.
G018799	BRISTOL PARK MEDICAL GROUP, INC.

Merits. Cause called. James A. Prietto argues for appellant. Terry L. Kesinger argues for respondent, Coastal Community Hospital. Laura L. Stephan argues for respondent, Bristol Park Medical Group et al. Jennifer L. King argues for respondent Regents of the University of Southern California. Michael R. Packer argues for respondent, David Glaser. Peter J. Arturo argues for respondent, St. Joseph Medical Center. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

Court declared a recess.

Court re-convened. Panel members are Sills, P.J., Crosby, J., and
Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

CIVIL	JAMES W. DENNEHY
No.	V.
G018328	SIGNAL MORTGAGE COMPANY, INC.

Merits. Cause called. James Toledano argues for appellant. Matthew K. Ross argues for respondent, First American Title. Jennifer L. King argues for respondent, Chicago Title Insurance. Norman Rasmussen argues for respondent, Signal Mortgage. Cause submitted.

Court declared a recess.

Court re-convened at 1:30 p.m. in the courtroom located at 925 N.
Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Sonenshine,
J., and Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

CIVIL	LYDIA A. MALDONADO
No.	V.
G019538	LEWIS M. McNUTT

Merits. Cause called. Counsel for appellant and respondent waive
argument. Cause submitted.

CIVIL	DANNY KAPON
No.	V.
G019256	SUSANN E. ROSTLER

Merits. Cause called. No appearance by appellant. Michael A. Kale
argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

Court re-convened. Panel members are Sills, P.J., Wallin, J., and Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

CIVIL	BUILDING INDUSTRY LEGAL DEFENSE FOUNDATIONS
No.	V.
G024456	ORANGE COUNTY SUPERIOR COURT THE CITY OF SAN JUAN CAPISTRANO

Merits. Cause called. Robert I. McMurry argues for appellant. M. Lois Bobak argues for respondent. Cause submitted.

Court declared a recess.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022461	JUAN CARLOS L.	

Opinion filed. Judgment affirmed.

Wallin, Acting P.J.

I concur: Sonenshine, J.

I dissent: Crosby, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G021073	MARCO DAMIAN	

Opinion filed. Judgment affirmed as modified.

Wallin, J.

We concur: Sills, P.J.

Crosby, J.

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022695	DANIEL C. SEAGER	

Opinion filed. Judgment affirmed.

Wallin, Acting P.J.

We concur: Crosby, J.

Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

CRIM No. G022413	THE PEOPLE v. ROBERT ANTHONY S.	(Not for publication)
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Opinion filed. Judgment reversed.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

CRIM No. G023180	THE PEOPLE v. LOUIS PHILIP TRUJILLO	(Not for publication)
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sonenshine, Acting P.J.
Bedsworth, J.

CRIM No. G021795	THE PEOPLE v. DOMENIC MICHAEL CHRISTOPHER	(Not for publication)
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Opinion filed. Judgment affirmed.

Wallin, J.

We concur: Sills, P.J.
Sonenshine, J.

CRIM No. G016966	THE PEOPLE V. MICHAEL THOMAS SENNER et al.	(Not for publication)
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Opinion filed. Judgment affirmed as modified.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

CRIM No. G020345	THE PEOPLE v. WILLIAM L. THRASH	(Not for publication)
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Wallin, Acting P.J.
Crosby, J.

CIVIL No. G018534	LINDA A. SUKUT v. EL NIGUEL COUNTRY CLUB	(Not for publication)
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Opinion filed. Judgment affirmed.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

CIVIL No. G020479	ESTHER HAYNES v. CHARLES A. BONNETT et al.	(Not for publication)
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Opinion filed. Judgment affirmed.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

CIVIL No. G021431	REID H. ACORD v. LOIS ACORD	(Not for publication)
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Opinion filed. Judgment affirmed.

Wallin, J.

We concur: Sills, P.J.
Sonenshine, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

CIVIL No. G016875	JAMES TREAR v. JUDITH SILLS	(Certified for publication)
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Wallin, J.
Crosby, J.

CIVIL No. G022253	BIZTEL, INC. v. EXPRESS TEL, INC. et al	(Not for publication)
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Opinion filed. Judgment reversed.

Wallin, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CIVIL No. G023286	FOOTHILLS TOWNHOMES ASSN. v. P.M.C. TRUST ESTATE, et al	(Not for publication)
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Opinion filed. Judgment reversed.

Wallin, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CIVIL No. G021136	STRASBOURGER PEARSON TULCIN WOLFF INC. et al. v. WIZ TECHNOLOGY, INC.	(Certified for publication)
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Opinion filed. Judgment reversed.

Wallin, J.

We concur: Sills, P.J.
Sonenshine, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

CIVIL	PAUL EVANS et al	(Not for publication)
No.	v.	
G019180	CITY OF PLACENTIA	

Opinion filed. Appeal dismissed.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

CIVIL	JERRY O. SMITH et al	(Certified for publication)
No.	v.	
G018209	GOLDEN EAGLE INSURANCE CO. et al.	

Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Wallin, Acting P.J.
Crosby, J.

CIVIL	COUNTY OF ORANGE	(Not for publication)
No.	v.	
G022351	KAMAL INAMDAR	

Opinion filed. Judgment affirmed.

Crosby, J.

We concur: Wallin, Acting P.J.
Bedsworth, J.

CIVIL	RICHARD KELLY	(Not for publication)
No.	v.	
G021679	INDUSTRIAL INDEMNITY CORPORATION et al.	

Opinion filed. Judgment affirmed.

By the court

Before Sills, P.J., Sonenshine, J., and Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 16, 1999 (Cont'd)**

CIVIL	DON I. COHEN	(Not for publication)
No.	v.	
G017074	DEANNA FRANCAZAK	

Opinion filed. Judgment affirmed.

Wallin, J.

We concur: Sills, P.J.
Crosby, J.

CIVIL	FRI HOLDINGS, INC. et al	(Not for publication)
No.	v.	
G017783	HARTFORD CASUALTY INSURANCE COMPANY	

Opinion filed. Judgment affirmed in part and reversed with directions in part.

Sills, P.J.

We concur: Wallin, J.
Crosby, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 17, 1999**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N.
Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Sonenshine,
J., and Scoville, J. J. McElroy, Deputy Clerk attending.

CRIM	THE PEOPLE
No.	V.
G021900	JOSE FRANCISCO LEON

Merits. Cause called. The court is in receipt of a FAX letter from
appellant's counsel Michael Garey requesting a continuance due to the fact
that he is in Federal Court in Los Angeles this date. Angela Rosenau,
Deputy County Counsel present. Cause continued to March. Clerk to give
notice.

CRIM	THE PEOPLE
No.	V.
G022285	ARTURO GOMEZ

Merits. Cause called. Stephen Gilbert argues for appellant. Susan Miller,
Deputy Attorney General argues for respondent. Cause submitted.

CRIM	THE PEOPLE
No.	V.
G022081	ERNESTO OCEGUEDA LOPEZ

Merits. Cause called. Pearl G. Mann argues for appellant. Vince Rabogo,
Deputy Attorney argues for respondent. Cause submitted.

CRIM	THE PEOPLE
No.	V.
G021466	GERALD OLLIE MILLER

Merits. Cause called. David D. Carico argues for appellant. Vince
Rabogo, Deputy Attorney General argues for respondent. Cause
submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 17, 1999 (Cont'd)**

CIVIL MARTIN, WILSON & McNEIL
No. V.
G017826 COMMERCIAL WASTE PAPER

Merits. Cause called. Sylvia L. Paoli argues for appellant. Roland E. Bye argues for respondent. Cause submitted.

CIVIL THEODORE R. HOWARD
No. V.
G022550 GEORGE H. BABCOCK

Merits. Cause called. Stanley R. Jones argues for appellant. Thomas H. Vickers argues for respondent. Cause submitted.

Court declared a recess.

Court re-convened. Panel members are Sills, P.J., Sonenshine, J., and Rylaarsdam, J. J. McElroy, Deputy Clerk attending.

CRIM THE PEOPLE
No. V.
G018356 THADDEUS EUGENE SMITH

Merits. Cause called. Stephen S. Buckley argues for appellant. Laura Fox Martin, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL LaCANADA FLINTRIDGE DEVELOPMENT
No. V.
G019034 HARBOR LAWN MEMORIAL PARK

Merits. Cause called. Alice A. Seebach argues for appellant. James C. Sherwood argues for respondent, Harbor Lawn Memorial Park. William Litvak argues for respondent, Max Candiotty. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 17, 1999 (Cont'd)**

CIVIL MAURICE BAUER
No. V.
G024137 LUIS MIGOYA

Merits. Cause called. Stanley R. Jones argues for appellant. David H. Solo argues for respondent. Cause submitted.

Court declared a recess.

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Crosby, Acting P.J., Rylaarsdam, J., and Bedsworth, J. J. McElroy, Deputy Clerk attending.

CIVIL THE PEOPLE
No. V.
G022286 AMBROSE RICHARD GILL
G022287
G022288

Merits. Cause called. Robison Harley argues for appellant. Robert Shaw, Deputy Attorney General argues for respondent. Cause submitted.

CRIM THE PEOPLE
No. V.
G021972 RICHARD ARNOLD SUMMERS

Merits. Cause called. Alisa M. Shorago argues for appellant. Jeffrey Koch, Deputy Attorney General argues for respondent. Cause submitted.

CRIM THE PEOPLE
No. V.
G021774 CARLOS HUMBERTO ANAVISCA

Merits. Cause called. Edward A. Hoffman argues for appellant. Arlene Sevidal, Deputy Attorney General argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 17, 1999 (Cont'd)**

Court declared a recess.

Court re-convened. Panel members are Sills, P.J., Crosby, J., and Sonenshine, J. J. McElroy, Deputy Clerk attending.

CRIM	THE PEOPLE
No.	V.
G021123	RAUL PINEDA BERMUDEZ

Merits. Cause called. Peter Quon, Jr., Deputy Attorney General argues for appellant. Tom Stanley argues for respondent. Cause submitted.

CIVIL	WILLIAM C. DEANS
No.	V.
G019025	PETER B. JOHNSON

Merits. Cause called. Richard A. Derevan argues for appellant. Robert Gray Johnson argues for respondent. Cause submitted.

Court declared a recess.

THE HONORABLE EDWARD J. WALLIN, Retired Associate Justice of the Court of Appeal, Fourth Appellate District, Division Three, is hereby assigned to assist the Court of Appeal, Fourth Appellate District, Division three, as a justice thereof, on the following date(s):

February 17, 1999 To May 17, 1999

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

Dated: February 17, 1999

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 17, 1999 (Cont'd)**

CRIM	THE PEOPLE	(Not for publication)
No.	v.	
G022526	CHRISTOPHER O'BRYAN	

Opinion filed. Judgment affirmed as modified.

Sonenshine, J.

We concur: Sills, P.J.
Crosby, J.

CIVIL	RITA D. CAROLAN	(Not for publication)
No.	v.	
G021611	J. RALPH BLACK et al.	

Opinion filed. Judgment affirmed.

Sonenshine, J.

We concur: Sills, P.J.
Wallin, J.*

CIVIL	FRANCES CAROL DITTY	(Not for publication)
No.	v.	
G021997	JOHN ALEXANDER DITTY	

Opinion filed. Judgment affirmed.

Sonenshine, J.

We concur: Sills, P.J.
Wallin, J.*

*Retired Associate Justice of the Court of Appeal, assigned by the Chief Justice, pursuant to California Constitution, article VI, section 6.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 18, 1999 (Cont'd)**

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Crosby, Acting P.J., Rylaarsdam, J., and Bedsworth, J. J. McElroy, Deputy Clerk attending.

CIVIL JESSIE THOMPSON
No. V.
G019116 FRIENDLY HILLS REGIONAL MEDICAL CENTER

Merits. Cause called. Appellant waives oral argument pursuant to letter filed on February 16, 1999. Daniel D. Dydzak argues for respondent. Cause submitted.

CIVIL VICTOR FORWARD
No. V.
G020181 SHERIFF-CORONER FOR THE COUNTY OF ORANGE

Merits. Cause called. Marsha Faith Levine argues for appellant. Ward Brady, Deputy County Counsel argues for respondent. Cause submitted.

CIVIL STEPHEN M. LEE
No. V.
G019920 THE EQUITABLE LIFE ASSURANCE SOCIETY

Merits. Cause called. Michael A. Hood argues for appellant. Michael Procopio argues for respondent. Cause submitted.

CIVIL BIRTCHER CONSTRUCTION
No. V.
G019702 QUEEN CITY GLASS CO.

Merits. Cause called. Ronald S. Sofen argues for appellant. Herbert A. Moss argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 18, 1999 (Cont'd)**

CIVIL	DANNY KAPON	(Not for publication)
No.	v.	
G019256	SUSANN E. ROSTLER	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Sonenshine, J.
Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 19, 1999**

Court re-convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Sonenshine, J., and Scoville, J. J. McElroy, Deputy Clerk attending.

CIVIL GOODRICH & PENNINGTON, INC.
No. V.
G019868 STRATEGIC MORTGAGE SERVICES

Merits. Cause called. Dennis H. Doss argues for appellant. Jeffrey B. Gardner argues for respondent. Cause submitted.

CIVIL SHORE CLIFFS PROPERTY OWNERS
No. V.
G018040 ROBERT SCHOLLER
G019347

Merits. Cause called. James C. Harkins IV argues for appellant. Frederick T. Turner argues for respondent. Cause submitted.

CIVIL LELAND BROWN
No. V.
G019921 PACIFIC BELL

Merits. Cause called. Anthony R. Delling argues for appellant. Jack Smart argues for respondent. Cause submitted.

CIVIL THE PEOPLE
No. V.
G017604 MITCHELL GOLD et al.

Merits. Cause called. William E. Raney argues for appellant, Jonathan P. Cohen. Robert C. Moest argues for appellants Mitchell Gold et al. H. Chester Horn, Jr., Deputy Attorney General argues for respondent. Parties to file supplemental letter briefs by March 5, 1999, addressing the case of U.S. Cancer Council v. IRS only. Cause to be submitted on March 5, 1999.

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 19, 1999 (Cont'd)**

CIVIL DATA GENERAL CORPORATION
No. V.
G019169 MICHELLE MERANDI

Merits. Cause called. Dennis R. Murphy argues for appellant. Stephen Glick argues for respondent. Cause submitted.

Court declared a recess.

Court re-convened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Crosby, Acting P.J., Rylaarsdam, J., and Bedsworth, J. J. McElroy, Deputy Clerk attending.

CIVIL LOREY SOLORIO
No. V.
G019958 WESTERN DENTAL SERVICES

Merits. Cause called. Paul W. Ralph argues for appellant. Holly A. Ellis argues for respondent. Cause submitted.

CIVIL CALIFORNIA INSURANCE GUARANTEE ASSOCIATION
No. V.
G020380 THE AMERICAN INSURANCE COMPANY

Merits. Cause called. Alan D. Sarvas argues for appellant. G. Peter Norregard argues for respondent. Cause submitted.

CIVIL RUSSELL C. POWELL
No. V.
G018717 CALIFORNIA UNEMPLOYMENT INSURANCE
 APPEALS BOARD

Merits. Cause called. James R. Goff argues for appellant. Karen L. Fried, Deputy Attorney General argues for respondent. Respondent may file a supplemental letter brief by March 1, 1999, addressing the citations submitted by appellant at oral argument. Appellant may request

**State of California, Court of Appeal
Fourth Appellate District, Division Three
February 19, 1999 (Cont'd)**

CIVIL	SHARON BIERBOWER	(Certified for publication)
No.	v.	
G018307	FHP, INC.	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Wallin, J.
Sonenshine, J.

*Retired Presiding Justice of the Court of Appeal, Fourth District, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.